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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Olafsson, et. al.

Serial No.: 09/393,616

Filed: September 10, 1999
(with RCE filing date of January 2, 2002)

For: **Modem On Hold**

Art Unit: 2643

Examiner: Eng, G.

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Technology Center 2600

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner
for Patents
Washington, D.C. 20231

Sir:

On April 12, 2000, Applicants filed an Information Disclosure Statement ("IDS")
in the above-referenced application, for which a Request for Continued Examination was

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Alfred Avellana

February 6, 2002
date of deposit

name of person mailing paper

signature of person mailing paper

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filed on January 2, 2002. Applicants have since filed a First Supplemental Information Disclosure Statement on November 2, 2000, a Second Supplemental Information Disclosure Statement on December 13, 2000, a Third Supplemental Information Disclosure Statement on April 17, 2001, and a Fourth Supplemental Information Disclosure Statement on August 21, 2001.

In this Fifth Supplemental Information Disclosure Statement and pursuant to 37 C.F.R. §§ 1.56 and 1.97, Applicants hereby disclose to the Patent Office patents, publications or other information of which Applicants are aware. Form 1449 is submitted herewith.

The items identified in this Fifth Supplemental Information Disclosure Statement may or may not be "material" as defined in 37 C.F.R. § 1.56, and the submission thereof by Applicants is not to be construed as an admission that any such patent, publication or other information referred to is material or considered to be material (37 C.F.R. § 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. § 102 with respect to the present invention unless specifically designated by Applicant as such. Identification of any reference or patent herein is not an admission, nor is it to be construed as an admission, that it was invented prior to the invention disclosed herein.

The filing of this Fifth Supplemental Information Disclosure Statement is not to be construed to mean that a search has been made or that no other material information, as defined in 37 C.F.R. § 1.56, exists.

In accordance with 37 C.F.R. § 1.97(c) and 1.17(p), a check for \$180 is enclosed to cover the fee for filing this Information Disclosure Statement, since it is being filed before the mailing date of either a final action or of a notice of allowance for this RCE Application.

The Assistant Commissioner is hereby authorized to charge or credit Deposit Account Number 50-0731 for any deficiency or overpayment in the fees required for the filing of this Disclosure Statement, for which purpose a duplicate copy of this paper is also included.

Respectfully submitted,
Farjami & Farjami LLP

Dated: 2/5/02

By: 

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